

JUL 14 1970

CITY OF VANCOUVERSPECIAL COUNCILJULY 14, 1970

A Special Meeting of the Council of the City of Vancouver was held on Tuesday, July 14, 1970, in the Council Chamber, City Hall, at 2:00 p.m.

PRESENT:

His Worship the Mayor  
Aldermen Adams, Bird, Broome, Calder,  
Hardwick, Linnell, Phillips,  
Rankin, Sweeney and Wilson

CLERK TO THE COUNCIL: R. Henry

BUSINESS

MOVED by Ald. Broome,  
SECONDED by Ald. Bird,

THAT this Council resolve itself into a Court of Revision for the purpose of hearing complaints against the proposed assessments or the accuracy of frontage measurements, or any other complaint which persons interested may desire to make and which is by law cognizable by the Court, His Worship the Mayor in the Chair.

- CARRIED

COURT OF REVISION

Street and Lane Pavements, Curbs, Sidewalks and  
Street Lighting on the Initiative - Schedule No. 395

Schedule 395 submitted by the Assessment Commissioner, listed a number of local improvements on the initiative. One project, street pavements and curbs on the initiative, Cordova Street both sides from Gore Avenue to Heatley Avenue, was noted as defeated as sufficiently signed objections against the proposed works had been received. No delegations were present to speak to any of the projects.

MOVED by Ald. Broome,  
SECONDED by Ald. Calder,

THAT the Court finds the Special Assessment Roll, for Schedule No. 395 Local Improvements on the Initiative to be correct insofar as the Court has jurisdiction under Section 511 of the Charter.

- CARRIED

MOVED by Ald. Broome,  
SECONDED by Ald. Adams,

THAT the Court of Revision rise and report.

- CARRIED

COUNCIL

MOVED by Ald. Calder,  
SECONDED by Alderman Broome,  
THAT the report of the Court of Revision be received.

- CARRIED

. . . Cont'd.

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Local Improvements, Pavements and Curbs on  
Special Grounds, Cordova Street from Gore  
Avenue to Heatley Avenue

Council considered the Board of Administration report dated July 3, 1970 in which the City Engineer is recommending that the project of pavements and curbs, Cordova Street from Gore Avenue to Heatley Avenue be proceeded with on special grounds for the reasons stated in the report. The report also detailed the property owners share and the City's share.

MOVED by Ald. Broome,  
SECONDED by Ald. Adams,

THAT the following recommendation of the City Engineer, as contained in the Board of Administration report of July 3, 1970, be approved:

- the project for pavement and curbs on Cordova Street from Gore Avenue to Heatley Avenue be proceeded with on Special Grounds, and that Council pass the formal resolution to this effect which is being prepared, and which will require the votes of two-thirds of all the Members of Council.
- the City Engineer be authorized to call tenders for paving and curbing on this project.

- CARRIED BY  
REQ'D MAJORITY

MOVED by Ald. Broome,  
SECONDED by Ald. Adams,

THAT WHEREAS a proposed project for pavement and curbs on Cordova Street from Gore Avenue to Heatley Avenue was recommended by the Board of Administration on May 22, 1970 and approved by Council on May 26th, 1970;

AND WHEREAS the said project was advanced as a local improvement on the initiative principle to a Court of Revision on July 14th, 1970, and was defeated;

AND WHEREAS it is hereby declared that it is necessary in the public interest to construct pavement and curbs on Cordova Street between Gore Avenue and Heatley Avenue, as hereinafter set forth;

AND WHEREAS the Council deems that the said project will specially benefit the real property fronting and abutting on the said portion of Cordova Street;

AND WHEREAS the Council may, by authority contained in Section 506 of the Vancouver Charter by resolution passed by two-thirds of all its members, undertake and carry out the paving and the construction of concrete curbs, aforesaid, and assess the cost thereof against the real property so deemed to be specially benefited, as a local improvement;

NOW THEREFORE BE IT RESOLVED that a pavement with a Portland cement concrete or asphaltic concrete base and asphaltic concrete wearing surface to a width of forty-two (42) feet, together with the necessary Portland cement concrete curbs and all other necessary and incidental work in connection therewith, be constructed on the said portion of Cordova Street;

AND BE IT FURTHER RESOLVED that the cost of the construction of the said pavement, curbs and all other necessary and incidental work in connection therewith be assessed against the real property fronting and abutting thereon as a local improvement upon the basis provided in By-law No. 3614, being the Local Improvement Procedure By-law, subject, however, to the limitations prescribed in the Vancouver Charter, aforesaid;

... Cont'd.

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Local Improvements, Pavements and Curbs on  
Special Grounds, Cordova Street from Gore  
Avenue to Heatley Avenue (Cont'd.)

AND BE IT FURTHER RESOLVED that the proportion of the cost of such construction to be borne by the City pursuant to the Local Improvement Procedure By-law and the Vancouver Charter, aforesaid, be assumed by the City and be paid out of the capital funds raised by the issue of debentures upon the general credit of the City.

- CARRIED BY  
REQ'D MAJORITY

**Local Improvement Subsequent Procedure  
(Balance of Schedule No. 395)**

MOVED by Ald. Broome,  
SECONDED by Ald. Bird,

THAT the following report of the Board of Administration dated July 3, 1970 dealing with the balance of the projects listed in Schedule 395 be adopted:

"The City Engineer reports as follows:

'Projects for certain types of work on the 'Initiative Principle' have been advanced under the provisions of the Local Improvement Procedure By-law and will come before a Court of Revision on 14 July, 1970

The projects are listed by the Assessment Commissioner on Schedule Number 395, as follows:

<u>Item No.</u>	<u>Type of Project</u>
1	Street Pavement and Curbs
2 & 3	Street Pavement and Curbs, Urban Renewal Area
4	Lane Pavement, Urban Renewal Area
5	P.C. Concrete Sidewalk, Urban Renewal Area
6	Street Lighting
7 to 10	Street Lighting, Urban Renewal Area

Item 1 for Street Pavement and Curbs on Cordova Street from Gore Avenue to Heatley Avenue has been defeated. This project is the subject of a separate report recommending construction on Special Grounds.

Item 2 Cordova Street from Hawks Avenue to Campbell Avenue.

The estimated Property Owners' share of this project, as shown on the Assessment Commissioner's schedule, does not allow for an existing curb and gutter. The assessable abutting property should have been charged for pavement only. The estimated costs, as advanced and as they should have been are:

	<u>P.O.'s</u>	<u>City</u>	<u>Total</u>
As advanced	\$6,820	\$29,765	\$36,585
Should have been	\$4,516	\$32,069	\$36,585

The correction can be made by the Council giving relief under Section 67 of the Local Improvement Procedure By-law.

I RECOMMEND that:

1. All the projects on the 'Initiative' Schedule 395, except defeated Item 1, be undertaken, Item 2 being subject to relief as set out in part 2 of this recommendation.

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Local Improvement Subsequent Procedure  
(Balance of Schedule No. 395) Cont'd.

2. The City Council, in undertaking this project (Item 2, Schedule 395), instruct that the assessable properties be given relief because of the existence of the curb and gutter. (A formal resolution to implement this will be presented when the exact amount of the relief is known and will require a vote of two-thirds of all the Members of Council).
3. The City Engineer be authorized to call tenders for the approved projects.'

Your Board RECOMMENDS that the foregoing report of the City Engineer be approved."

- CARRIED

The Council then adjourned.

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The foregoing are the Minutes of the Special Council meeting (Court of Revision), dated July 14, 1970.

James F. Shull -  
MAYOR



Diane L. Zitt  
D/CITY CLERK